

Notice of Allowability**Application No.**

10/576,207

Examiner

QUYNH H. NGUYEN

Applicant(s)

BELLING, THOMAS

Art Unit

2614

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to RCE and amendment filed 9/19/08.
2. ☒ The allowed claim(s) is/are 36 and 38-49 renumbered as claims 1-13.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

/Quynh H Nguyen/
Primary Examiner, Art Unit 2614

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

2. Authorization for this examiner's amendment was given in a telephone interview with Mr. Aaron Walker on 12/08/08.

3. Claims 36 and 46 have been amended as follows:

36. (Currently Amended) A method for selecting user data transmitted via a telecommunication network including at least a terminal associated with a calling subscriber and one or more terminals associated with each of a plurality of called subscribers, the user data being transmitted in response to a calling subscriber initiating a call to at least one called subscriber, comprising:

sending an invite from the calling subscriber to a called subscriber and at least one other called subscriber;

receiving the invite at the called subscriber and the at least one other called subscriber;

sending early media data to the calling subscriber from the called subscriber and the at least one other called subscriber, the early media data sent from the called subscriber including reception address data of the called subscriber that includes an IP address of the called subscriber and a port of the called subscriber, the early media data sent from the at least one

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other called subscriber including reception address data of the at least one other subscriber that includes an IP address of the at least one other called subscriber and a port of the at least one other called subscriber;

using, by the calling subscriber, the early media data of the called subscriber and the at least one other called subscriber to select user data, which is sent by the called subscriber along with transmission address data of the called subscriber that includes an IP address of the called subscriber and a port of the called subscriber, wherein

the reception address data of called subscriber is identical to the transmission address data of the called subscriber.

46. (Currently Amended) The method as claimed in claim ~~37-36~~, wherein selection is effected by rejection of media stream packets having certain transmission addresses.

/Quynh H Nguyen/
Primary Examiner, Art Unit 2614